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Attorneys for Additional Named Party

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON**

ROBERT HEITMAN, J.R. individually
and on behalf of the marital community,
and CONKLIN DEVELOPMENT, a
Washington general partnership,

Petitioner/Plaintiff,

vs.

CITY OF SPOKANE VALLEY, a
political subdivision of the State of
Washington,

Respondent/Defendant.

SPOKANE COUNTY LIBRARY
DISTRICT, a Washington Special
Purpose District,

Additional Named Party.

No. CV-09-70-FVS

**ORDER OF DISMISSAL WITHOUT
PREJUDICE OF ADDITIONAL
NAMED PARTY SPOKANE
COUNTY LIBRARY DISTRICT**

On hearing the Parties' Stipulated Motion for Dismissal without Prejudice of
Additional Named Party Spokane County Library District and the Court being fully
advised in the premises, it is

ORDER OF DISMISSAL
WITHOUT PREJUDICE OF
ADDITIONAL NAMED PARTY
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1 ORDERED that **Court Rec. 19 is GRANTED.** The above entitled action is
2 dismissed as to the Additional Named Party, Spokane County Library District,
3 without prejudice, and without costs to any party, and it is

4 FURTHER ORDERED, that jurisdiction pursuant to RCW chapter 36.70C, the
5 Land Use Petition Act, remains in the United States District Court for the Eastern
6 District of Washington. The action against the other Defendants remains pending.

7 DATED this 5th day of October, 2009.

8
9 *s/ Fred Van Sickle*
10 The Honorable Fred Van Sickle

11 Presented By:

12 PAINE HAMBLLEN LLP

13
14 By: /s/ JAMES C. SLOANE

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